

AGENDA
CITY OF COSTA MESA
REGULAR CITY COUNCIL, AND SUCCESSOR AGENCY
TO THE REDEVELOPMENT AGENCY* MEETING

*NOTE: ALL AGENCY AND AUTHORITY MEMBERSHIPS ARE REFLECTED IN THE TITLE "COUNCIL MEMBER."

TUESDAY, JANUARY 6, 2015
CITY COUNCIL CHAMBERS, 77 FAIR DRIVE
CLOSED SESSION – 5:00 P.M.
REGULAR MEETING – 6:00 P.M.

STEPHEN M. MENSINGER
Mayor

JAMES M. RIGHEIMER
Mayor Pro Tem

GARY MONAHAN
Council Member

SANDRA GENIS
Council Member

KATRINA FOLEY
Council Member

City Attorney
Thomas Duarte

Chief Executive Officer
Thomas R. Hatch

Note regarding agenda-related writings or documents provided to a majority of the City Council after distribution of the City Council agenda packet (GC §54957.5):

Any related writings or documents provided to a majority of the City Council after distribution of the City Council Agenda Packets will be made available for public inspection. Binders containing these agenda-related documents are located in the Council Chambers lobby. In addition, such writings and documents may be posted—whenever possible or as part of the agenda—on the city's website at www.costamesaca.gov.

Your attendance at this public meeting is valued and appreciated. If you have questions regarding the agenda, public comments or wish to obtain copies of documents please contact the City Clerk office at (714)754-5225 or e-mail Brenda.Green@costamesaca.gov.

WELCOME TO THE CITY COUNCIL MEETING

PUBLIC COMMENTS – MATTER NOT LISTED ON THE AGENDA: If you wish to address the City Council on a matter not on the agenda, please complete and submit a yellow speaker card to the City Clerk. Speaker cards must be submitted to the City Clerk either prior to the first Public Comment period or prior to the Continued Public Comment period. Up to ten speakers will be given time to address the City Council during the first Public Comment period following Presentations. The Continued Public Comment period will be held at the end of the agenda after Items Removed from Consent Calendar. Members of the public shall only address the City Council one time at any given meeting under either Public Comment period. Speakers may only complete one card per person. Each speaker is limited to three minutes.

PUBLIC COMMENTS – MATTER LISTED ON THE AGENDA: If you wish to address the City Council on a matter listed on the agenda, please complete and submit a green speaker card to the City Clerk. Speaker cards must be submitted prior to the start of Public Comments on the item. Please identify which item on the agenda you would like to address. Each speaker is limited to three minutes.

The speaker cards are located on the table at the entrance to the City Council Chamber.

Please take notice that the order of scheduled agenda items may be modified by the Mayor or the City Council during the course of the meeting, so please stay alert.

1. Any written communications, photos, or other material for distribution to the City Council must be submitted to the City Clerk **NO LATER THAN 15 MINUTES PRIOR TO THE START OF THE MEETING.** Any materials to be displayed on the overhead projector at the Council meeting must be submitted to the City Clerk **NO LATER THAN 15 MINUTES PRIOR TO THE START OF THE MEETING.**
2. In accordance with Costa Mesa Municipal Code, Sec. 2-64 (1): No person in the audience shall engage in disorderly, disruptive, disturbing, delaying or boisterous conduct.
3. **All cell phones and other electronic devices are to be turned off or set to vibrate.** Members of the audience are requested to step outside the Council Chambers to conduct a phone conversation.
4. In accordance with City Council Policy 000-11, and among other requirements, any video submitted for display at a public meeting must have been previously reviewed by staff to verify appropriateness for general audiences. A copy of this policy is available at City Hall during normal office hours.
5. Free Wi-Fi is available in the Council Chamber during the meetings. Two networks are available: council1 and council2. The password for either network is: cmcouncil.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk at (714) 754-5225. Notification of 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. [28 CFR 35.102.35.104 ADA Title II].

CLOSED SESSION – 5:00 P.M.

CALL TO ORDER

ROLL CALL

PUBLIC COMMENTS

Members of the public are welcome to address the City Council only on those items on the Closed Session agenda. Each member of the public will be given three minutes to speak.

1. Conference with legal counsel regarding existing litigation: Costa Mesa Employees Association v. City of Costa Mesa, a municipal corporation, et al., Orange County Superior Court Case No. 30-2011 00475281, pursuant to Government Code Section 54956.9(a).

The City Council and Successor Agency to the Redevelopment Agency will recess to Conference Room 5A for Closed Session at the conclusion of public comments.

REGULAR MEETING OF THE CITY COUNCIL AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY – 6 P.M.

CALL TO ORDER

PLEDGE OF ALLEGIANCE Council Member Genis

MOMENT OF SOLEMN EXPRESSION

[Per Council Policy 000-12, these presentations are made by community volunteers stating their own views. The City Council disclaims any intent to endorse or sponsor the views of any speaker.]

Pastor David Manne, Calvary Chapel

ROLL CALL

CITY ATTORNEY CLOSED SESSION REPORT

- COIN: Ex Parte Communications pursuant to Municipal Code Section 2-238 (b)

ANNOUNCEMENTS: There's always something happening in Costa Mesa!
The Mayor will play a video clip of the "Costa Mesa Minute," featuring upcoming events and activities in the community.

PRESENTATIONS:

1. Mayor's Award – Harland Anderson
2. Mayor's Award – Boathouse Collective

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COUNCIL MEMBERS' REPORTS, COMMENTS, AND SUGGESTIONS

1. Council Member Genis
2. Council Member Monahan
3. Mayor Pro Tem Righeimer
4. Mayor Mensinger
5. Council Member Foley

REPORT – CHIEF EXECUTIVE OFFICER (CEO)

CONSENT CALENDAR:

All matters listed under the Consent Calendar are considered to be routine and will be acted upon in one motion. There will be no separate discussion of these items unless members of the City Council, staff, or the public request specific items to be discussed and/or removed from the Consent Calendar for discussion.

1. **PROCEDURAL WAIVER: MOTION TO APPROVE THE READING BY TITLE ONLY OF ALL ORDINANCES AND RESOLUTIONS. SAID ORDINANCES AND RESOLUTIONS THAT APPEAR ON THE PUBLIC AGENDA SHALL BE READ BY TITLE ONLY AND FURTHER READING WAIVED**

RECOMMENDATION:

City Council Adopt and Approve Ordinances and Resolutions by Reading Title Only, and Further Reading Waived.

2. **READING FOLDER**

- a. Claims Received by the City Clerk: Vivanco Alfredo, Scott Orchard, All State Insurance – A/S/O John Ordaz and Joshua Sarinana.

RECOMMENDATION:

City Council Receive and File.

3. **WARRANT RESOLUTION NO. 2527 OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS, INCLUDING PAYROLL REGISTER NOS. 14-24 "A" FOR (\$-1,807.64) AND 14-25 for \$2,064,647.87; AND CITY OPERATING EXPENSES FOR \$4,718.087.24; AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID** – Finance Department

RECOMMENDATION:

Approve Warrant Resolution No. 2527, to be Read by the Title Only, and Waive Further Reading.

4. **PROFESSIONAL ENGINEERING SERVICES FOR THE UPDATE OF THE CITY'S PAVEMENT MANAGEMENT PROGRAM** – Public Services Department/Engineering Division

RECOMMENDATION:

City Council Award a Contract to Bucknam Infrastructure Group, Inc., 3548 Seagate Way, Suite 230, Oceanside, CA 92056, in an Amount Not to Exceed \$88,475 for Annual Updates to the City's Pavement Management Program and Authorize the Mayor and City Clerk to Execute the Professional Services Agreement.

5. **MINUTES OF THE REGULAR CITY COUNCIL AND SUCCESSOR AGENCY MEETINGS OF FEBRUARY 7, 2012, MARCH 19, 2013, JUNE 18, 2013 AND NOVEMBER 18, 2014** – Chief Executive Officer's Department/City Clerk's Office

RECOMMENDATION:

City Council Approve the Minutes.

6. **FINAL MAP FOR TRACT NO. 17450 LOCATED AT 1974 MEYER STREET** – Public Services Department/Engineering Division

RECOMMENDATION:

City Council Approve the Final Map for Tract No. 17450 and Authorize Signing of Final Tract Map No. 17450 by the City Clerk and the City Engineer.

7. **FINAL MAP FOR TRACT NO. 17663 LOCATED AT 2183, 2187 AND 2191 MINER STREET** – Public Services Department/Engineering Division

RECOMMENDATION:

City Council Approve the Final Map for Tract No. 17663 and Authorize Signing of Final Map Tract No. 17663 by the City Clerk and the City Engineer.

8. **REFUND OF CASH DEPOSIT IN CONNECTION WITH ENCROACHMENT PERMIT NO. PS13-00245 FOR PARKWAY IMPROVEMENTS AT 1036 AND 1042 W. 18TH STREET** – Public Services Department/Engineering Division

RECOMMENDATION:

City Council Authorize the Release and Refund of Cash Deposit in Connection with the Encroachment Permit No. PS13-00245 in the Amount of \$41,135 to MBK Southern California LTD, 4 Plaza Drive, Irvine CA 92614.

PUBLIC HEARINGS – 7:00 p.m. (Resolution No. 05-55): None

OLD BUSINESS: None

NEW BUSINESS:

1. **MODIFICATION TO THE BUSINESS IMPROVEMENT AREA (BIA) TO ADD “BLVD HOTEL” THAT WILL BE SUBJECT TO THE BIA ASSESSMENT** – Office of the Chief Executive Officer

RECOMMENDATION:

1. City Council Introduce for the First Reading Ordinance No. 15-xx to be Read by Title Only and Waive Further Reading, Modifying the BIA to Add a New Hotel that Will be Subject to the BIA Assessment (Attachment 1).
2. City Council Conduct a Public Meeting Regarding the Business Improvement Area (BIA) modification to include an Additional Hotel into the Business BIA and Accept Public Comments Regarding Such Proposed Modification.

2. **URBAN MASTER PLAN SCREENING REQUEST (UMP-14-06) FOR A 4-UNIT RESIDENTIAL COMMON INTEREST DEVELOPMENT LOCATED AT 2068 MAPLE AVENUE** – Planning Division/Development Services Department

RECOMMENDATION:

City Council Provide Feedback on Proposed Urban Master Plan for a 3-Story, 4-Unit Residential Common Interest Development Project within the Mesa West Residential Ownership Urban Plan.

3. **MODIFICATIONS TO PUBLIC COMMENTS, MEETING START TIME AND CONSENT CALENDAR ON THE CITY COUNCIL AGENDA** – Office of the City Clerk

RECOMMENDATION:

City Council Consider Adoption of Resolution No. 15-xx that Allows for More Public Comments Near the Beginning of City Council Meetings; Changes the Regular City Council Meeting Start Time to 5:45 p.m.; Requests Members of the Public Wanting to Speak on Matters during “Public Comments” to Submit a Speaker Card at the Beginning of the Regular City Council Meeting Prior to the First Speaker; Removes the “Continued Public Comments” and “Continued Council Member Comments” Sections from the City Council Agenda; Requests that Council Members be Limited to Three Minutes during the “Council Member’s Reports, Comments and Suggestions” Section of the Agenda; and Requires Members of the Public Wanting to Speak on a Consent Calendar Item on the City Council Agenda to Submit Such a Request on a Speaker Card Prior to the Start of the Consent Calendar.

ITEMS REMOVED FROM THE CONSENT CALENDAR

CONTINUED PUBLIC COMMENTS

COUNCIL MEMBER COMMENTS ON CONTINUED PUBLIC COMMENTS

REPORT – CITY ATTORNEY

ADJOURNMENT – To Regular Meeting – January 20, 2015 at 5:00 p.m.

UPCOMING COMMUNITY EVENTS AND ACTIVITIES

- City Hall will be Closed for the Holidays from December 25, 2014 through January 4, 2015.
- First Friday Road Show, January 2, 2015 from 5:30 p.m. – 8:30 p.m., at Civic Center: 77 Fair Drive, Costa Mesa.
- City Hall will be Closed for Martin Luther King Jr. Day, Monday, January 19, 2015.